MYSORE STATE RAILWAYS.

Notification No. 259—Ry., dated 6th May 1909.

The following resolutions of the Government of India and their accompaniments are republished for information.

By Order,
W. McHUTCHIN,
Secy. for Railways, Govt. of Mysore.

No. 1836—1850.

GOVERNMENT OF INDIA.

DEPARTMENT OF COMMERCE AND INDUSTRY.

RAILWAYS.

RESOLUTION.

Dated Calcutta, the 27th February 1907.

In the Circular issued by the Public Works Department No. 1-Railway, dated the 9th March 1898, sanction was accorded to the adoption by Railway Administrations, among other risk note forms, of Form B, intended for articles despatched at a "special reduced" or "owner's risk" rate, and of Form H, used as an alternative to Form B, when a sender desired to enter into a general agreement, in place of executing a separate risk note for each consignment.

2. It has from time to time been represented that Railway Administrations should undertake a greater measure of responsibility in the case of consignments carried by them at the "special reduced" or "owner's risk" rates than is entailed by the existing risk note forms; and, as the Government of India agreed with this contention, the question of the revision of the forms was referred to the Indian Railway Conference Association for consideration. The Association, at their meeting in October 1904, revised the form of Risk Notes B and H; and these amended forms, after further revision by the Government of India, have now been finally accepted by all the railways represented by the Association.

3. The Governor-General in Council is pleased to approve, under section 72, sub-section (2), clause (b) of the Indian Railways Act, 1890 (IX of 1890), the use of the Forms B and H appended to this Resolution by Railway Administrations working railways to which the Indian Railways Act, 1890 (IX of 1890), applies, with effect from the 1st April 1907.

4. In the case of railways in Native States to which the provisions of the Indian Railways Act, 1890 (IX of 1890), have been, or may in future be, applied, the Governor-General in Council is also pleased to approve the use of these forms from the 1st April 1907, or from any later date on which the Indian Railways Act may be applied.

ORDERED, that a copy of this Resolution, and of its enclosures be communicated to the Local Governments and Administrations noted in the margin, for information and guidance, to the Government of the Punjab, the Chief Commissioner, Central Provinces, the Agent to the Governor General in Baluchistan, the Accountant General, Public Works Department, and to the Foreign Department, for information; and to the Secretary to the Railway Board, for further necessary action.

The Governments of Madras, Bombay and Burma Public Works Department, Railway Branch.
The Governments of Bengal, the United Provinces, and Eastern Bengal and Assam, Public Works Department.
The Government of Bengal, Marine Department.
The Honourable the Resident at Hyderabad.
The Chief Commissioner of Ajmer-Merwara.

Ordered, also, that the Resolution, and the accompanying forms, be published under a Notification in Part I of the *Gazette of India*, and that they be reproduced in the Local Government Gazettes.

B. ROBERTSON,
Offg. Secy. to the Govt. of India.

[illegible] RAILWAY.

PROPOSED RISK NOTE, FORM B.

[*Approved by the Governor-General in Council under Section 72 (2) (b) of the Indian Railways Act, IX of 1890.*]

(To be used when the sender elects to despatch at a "Special Reduced" or "Owner's Risk" rate articles or animals for which an alternative "Ordinary" or Risk acceptance" rate is quoted in the tariff.)

.....Station.

.....190

Whereas the consignment of..... .....tendered by $\frac{me}{us}$, as per forwarding Order No..... .....of this date, for despatch by the .....Railway Administration or their transport agents or carriers to..... .....station, and for which $\frac{I}{we}$ have received Railway Receipt No. ....of same date, is charged at a special reduced rate instead of at the ordinary tariff rate chargeable for such consignment, $\frac{I}{we}$ the undersigned, do, in consideration of such lower charge, agree and undertake to hold the said Railway Administration and all other Railway Administrations working in connection therewith, and also all other transport agents or carriers employed by them respectively, over whose Railways or by or through whose transport agency or agencies the said goods or animals may be carried in transit from ....station to..... ....station harmless and free from all responsibility for any loss, destruction, or deterioration of, or damage to, the said consignment, from any cause whatever except for the loss of a complete consignment or of one or more complete packages forming part of a consignment due either to the wilful neglect of the Railway Administration, or to theft by or to the wilful neglect of its servants, transport agents or carriers employed by them before, during and after transit over the said Railway or other Railway lines working in connection therewith or by any other transport agency or agencies employed by them respectively for the carriage of the whole or any part of the said consignment: provided the term "wilful neglect" be not held to include fire, robbery from a running train or any other unforeseen event or accident.

Signature of Sender ....

Witness.

Rank or { Father's Name ....
Caste..... .....Age..... .....

Signature..... .....

Profession..... .....

Residence..... .....

Residence ....

Witness.

Signature..... .....

Residence..... .....

Note.—The above form is, for the convenience of the public, translated into the vernacular on the reverse, but the form in English is the authoritative form, and the railway administration accepts no responsibility for the correctness of the vernacular translation.

....RAILWAY.

PROPOSED RISK NOTE, FORM II.

[*Approved by the Governor-General in Council under Section 72 (2) (b) of the Indian Railways Act, IX of 1890.*]

(To be used as an alternative to Risk Note Form U, when a sender desires to enter into a general agreement instead of executing a separate Risk Note for each consignment.)

....Station.

....190

Whereas all consignments of goods or animals for which the.....Railway Administration quotes both owner's risk or special reduced rates and Railway risk or ordinary rates are (unless $\frac{I}{we}$ shall have entered into a special contract in relation to any particular consignment) despatched by $\frac{me}{us}$ at $\frac{my}{our}$ own risk and are charged for by the..... Railway Administration at special reduced or Owner's risk rates, instead of at ordinary tariff or Railway risk rates, $\frac{I}{we}$, the undersigned, in consideration of such consignments being charged for at the special reduced or Owner's risk rates, do hereby agree and undertake to hold the .....Railway Administration and all other Railway Administrations working in connection therewith, and also all other transport agents or carriers employed by them respectively over whose Railways or by or through whose transport agency or agencies the said goods or animals may be carried in transit from ..... station to ..... station harmless and free from all responsibility for any loss, destruction or deterioration of, or damage to all or any of such consignments from any cause whatever except for the loss of a complete consignment or of one or more complete packages forming part of a consignment due either to the wilful neglect of the railway administration, or to theft by or to the wilful neglect of its servants, transport agents or carriers employed by them before, during and after transit over the said Railway or other Railway lines working in connection therewith or by any other transport agency or agencies employed by them respectively for carriage of the whole or any part of the said consignments: provided the term "wilful neglect" be not held to include fire, robbery from a running train or any unforeseen event or accident.

Signature of Sender .....

Witness. Rank or { Father's Name .....

Caste ..... Age .....

Signature..... Profession .....

Residence..... Residence .....

Witness.

Signature .....

Residence .....

Note.—The above form is, for the convenience of the public, translated into the vernacular on the reverse, but the form in English is the authoritative form and the railway administration accepts no responsibility for the correctness of the vernacular translation.

D

No. 464 R. T.

GOVERNMENT OF INDIA.

RAILWAY DEPARTMENT.

(RAILWAY BOARD.)

Calcutta, the 10th March 1909.

RESOLUTION.—In the Government of India Circulars No. I Railway, dated the 9th March 1898, and No. VII Railway, dated the 23rd December 1902, sanction was accorded to the adoption by railway administrations of risk note Forms D and G, the former intended for dangerous, explosive or combustible articles despatched at a "special reduced" or "owner's risk" rate, and the latter as an alternative to Form D, when a sender elects to enter into a general agreement, in place of executing a separate risk note for each consignment.

2. The Government of India have had under consideration the question of revising these risk note forms, with a view to throwing a greater measure of responsibility upon railways in regard to the loss of complete packages than is imposed by the existing forms. Similar alterations were recently made in risk note Forms B and H, *vide* the Resolution issued by the Government of India in the Department of Commerce and Industry, No. 1830—1850, dated 27th February 1907.

3. The Governor-General in Council is pleased to approve, under section 72, sub-section (2), clause *b*), of the Indian Railways Act, 1890 (IX of 1890), the use of the Forms D and G appended to this Resolution by railway administrations working railways to which the Indian Railways Act, 1890 (IX of 1890), applies, with effect from the 1st April 1909.

4. In the case of railways in Native States to which the provisions of the Indian Railways Act, 1890 (IX of 1890), have been, or may in future be, applied, the Governor-General in Council is also pleased to approve the use of these forms from the 1st April 1909, or from any later date on which the Indian Railways Act may be applied.

ORDER.—Ordered that a copy of this Resolution, and of its enclosures, be communicated to the Local Governments and Administrations and to the officers noted on the margin, for information and guidance, and to the Governments of Madras, Bombay, the Punjab and Burma, the Honourable the Resident at Hyderabad, the Honourable the Chief Commissioners of the Central Provinces and of Ajmer-Merwara, the Honourable the Agent to the Governor-General in Baluchistan, the Accountant General, Public Works Department, and to the Foreign Department and the Department of Commerce and Industry, for information.

The Governments of Bengal, the United Provinces, and Eastern Bengal and Assam, Public Works Department.
The Government of Bengal, Marine Department.
The Secretary to the Hon'ble the Agent to the Governor-General for Rajputana, Public Works Department.
The Agents, Assam-Bengal, Barsi Light, Bengal and North-Western, Bengal-Nagpur, Bombay, Baroda, and Central India, Burma, East Indian, Great Indian Peninsula, Rohilkhand and Kumaon, South Indian and Madras and Southern Mahratta Railway Companies.

The Agent and Manager, His Highness the Nizam's Guaranteed State Railway (through the Honorable the Resident at Hyderabad.
The Managers and Engineers-in-Chief, Bengal Dooars, and Bhavnagar-Gondal-Junagad-Porbandar Railways.
The Manager and Executive Engineer, Morvi Railway.
The Chief Engineer, Cutch State Railway.
The Managers North-Western, Oudh and Rohilkhand and Eastern Bengal (State) Railways.
The Secretary, Indian Railway Conference Association.

Ordered, also, that the Resolution, and the accompanying forms be published under a Notification in Part I of the *Gazette of India*, and that they be reproduced in the Local Government Gazettes.

R. C. F. VOLKERS,
Secy., Railway Board.

Documents accompanying.
Revised risk note Forms D and G.

[Enclosure to the Government of India, Railway Department (Railway Board), Circular No. 464 R. T., dated the 10th March 1909.]

.....Railway.

RISK NOTE FORM D.

[*Approved by the Governor-General in Council under section* 72 (2) (*b*) *of the Indian Railways Act, IX of* 1890.]

(To be used when the sender elects to despatch at a "Special reduced" or "Owner's risk" rate dangerous, explosive or combustible articles for which an alternative "Ordinary" or "Risk acceptance" rate is quoted in the Tariff.)

.....Station.

.....190

Whereas the consignment of .....tendered by $\frac{me}{us}$, as per Forwarding Order No..... ...of this date, for despatch by the Railway Administration or their transport agents or carriers to..... Station, and for which $\frac{I}{we}$ have received Railway Receipt No.....of same date, is charged at a special reduced rate instead of at the ordinary tariff rate chargeable for such consignment, $\frac{I}{we}$, the undersigned, do, in consideration of such lower charge, agree and undertake to hold the said Railway Administration and all other Railway Administrations working in connection therewith, and also all other transport agents or carriers employed by them, respectively, over whose Railways or by or through whose transport agency or agencies the said goods may be carried in transit from..... station to .....station, harmless and free from all responsibility for any loss, destruction or deterioration of, or damage to, the said consignment from any cause whatever except for the loss of a complete consignment or of one or more complete packages forming part of a consignment due either to the wilful neglect of the Railway Administration or to theft by or to the wilful neglect of its servants, transport agents or carriers employed by them before, during and after transit over the said Railway or other Railway lines working in connection therewith, or by any other transport agency or agencies employed by them, respectively, for the carriage of the whole or any part of the said consignment provided the term "wilful neglect" be not held to include fire, robbery from a running train or any other unforeseen event or accident.

$\frac{I}{we}$ further agree to accept responsibility for any consequences to the property of the aforesaid Railway administration (s) and of their transport agents and carriers or to the property of other persons that may be in the course of conveyance, which may be caused by the explosion of, or otherwise, by the said consignment, and that all risk and responsibility whether to the Railway Administration (s) or their transport agents and carriers, to their servants or to others, remains solely and entirely with $\frac{me}{us}$.

Witness. Signature of sender.....

(Signature)..... Rank or Father's name.....

(Residence)..... Caste..... Age.....

Witness.

(Signature)..... Profession.....

(Residence)..... Residence.....

Note.—The above form is, for the convenience of the public, translated into the vernacular on the reverse, but the form in English is the authoritative form, and the Railway Administration accepts no responsibility for the correctness of the vernacular translation.

[Enclosure to the Government of India, Railway Department (Railway Board), Circular No. 464 R. T., dated the 10th March 1909.]

..... Railway.

RISK NOTE FORM G.

[*Approved by the Governor-General in Council under section 72 (2) (b) of the Indian Railways Act, IX of 1890.*]

(To be used as an alternative to Risk Note, Form D, in the case of dangerous, explosive or combustible articles, for which an alternative "Ordinary" or "Risk acceptance" rate is quoted in the Tariff, when the sender desires to enter into a general agreement instead of executing a separate Risk Note for each consignment.)

.....STATION.

.....190 .

Whereas all consignments of..... for which the Railway Administration quotes both Owner's risk or special reduced rates and Railway risk or ordinary rates are (unless $\frac{I}{we}$ shall have entered into a special contract in relation to any particular consignment) despatched by $\frac{me}{us}$ at $\frac{my}{our}$ own risk and are charged for by the said Railway Administration at special reduced or Owner's risk rates, instead of at ordinary Tariff or Railway risk rates, $\frac{I}{we}$, the undersigned, in consideration of such consignments being charged for at the special reduced or Owner's risk rates, do hereby agree and undertake to hold the said Railway Administration and all other Railway Administrations working in connection therewith, and also other transport agents or carriers employed by them, respectively, over whose Railways or by or through whose transport agency or agencies the said consignments of .....may be carried in transit from .....station to ..... station, harmless and free from all responsibility for any loss, destruction or deterioration of, or damage to, all or any such consignments from any cause whatever, except for the loss of a complete consignment or of one or more complete packages forming part of a consignment due either to the wilful neglect of the Railway Administration or to theft by or to the wilful neglect of its servants, transport agents or carriers employed by them, before, during and after transit over the said Railway or other Railway lines working in connection therewith, or by any other transport agency or agencies employed by them, respectively, for the carriage of the whole or any part of the said consignments, provided the term "wilful neglect" be not held to include fire, robbery from a running train or any other unforeseen event or accident.

$\frac{I}{we}$ further agree to accept responsibility for any consequences to the property of the aforesaid Railway Administration (s) and of their transport agents and carriers, or to the property of other persons that may be in the course of conveyance, which may be caused by the explosion of or otherwise, by all or any of the said consignments, and that all risk and responsibility whether to the Railway Administrations or their transport agents and carriers, to their servants or to others, remain solely and entirely with $\frac{me}{us}$.

Witness. Signature of sender.....

(Signature)..... (Address).....

(Address).....

Witness.

(Signature).....

(Address).....

Note.—The above form is, for the convenience of the public, translated into the vernaculars on the reverse, but the form in English is the authoritative form, and the Railway Administration accepts no responsibility for the correctness of the vernacular translation.